

1 JEROME C. ROTH (State Bar No. 159483)  
jerome.roth@mto.com

2 HOJOON HWANG (State Bar No. 184950)  
hojoon.hwang@mto.com

3 MIRIAM KIM (State Bar No. 238230)  
miriam.kim@mto.com

4 MUNGER, TOLLES & OLSON LLP  
560 Mission Street  
5 Twenty-Seventh Floor  
San Francisco, California 94105-2907  
6 Telephone: (415) 512-4000  
7 Facsimile: (415) 512-4077

8 WILLIAM D. TEMKO (State Bar No. 98858)  
william.temko@mto.com

9 MUNGER, TOLLES & OLSON LLP  
355 South Grand Avenue  
Thirty-Fifth Floor  
10 Los Angeles, CA 90071-1560  
Telephone: (213) 683-9100  
11 Facsimile: (213) 687-3702

12 *Attorneys for Defendants LG Electronics, Inc.,*  
13 *LG Electronics U.S.A., Inc., and LG Electronics*  
*Taiwan Taipei Co., LTD.*

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION  
16

17 This Document Relates to:

18 DIRECT PURCHASER ACTIONS

19 *CompuCom Systems, Inc. v. Hitachi, Ltd., et*  
20 *al., Individual Case No. 11-cv-06396*

21 *Costco Wholesale Corporation v. Hitachi,*  
22 *Ltd., et al., Individual Case No. 11-cv-06397*

23 *Sears, Roebuck and Co. and Kmart Corp v.*  
24 *Chunghwa Picture Tubes, Ltd., et al.,*  
Individual Case No. 11-cv-05514

25 *Office Depot Inc. v. Hitachi Ltd., et al.,*  
Individual Case No. 11-cv-06276

26 *Target Corp. v. Chunghwa Picture Tubes,*  
27 *Ltd., et. al., Individual Case No. 11-cv-05514*

28 *Best Buy Co., et al. v. Hitachi, LTD, et al.,*  
*Individual Case No. 11-cv-05513*

Case No. Master File No. 3:07-cv-05944-SC

MDL NO. 1917

**DECLARATION OF HOJOON HWANG  
IN SUPPORT OF DEFENDANTS' JOINT  
MOTIONS FOR PARTIAL SUMMARY  
JUDGMENT ON FTAIA GROUNDS AND  
STANDING GROUNDS –  
Sealed Exhibits 1-9**

[Notices of Joint Motions and Motions for Partial  
Summary Judgment and Memoranda of Points  
and Authorities and [Proposed] Order filed  
concurrently]

Judge: The Honorable Samuel Conti

Date: February 6, 2015

Time: 10:00 A.M.

Crtrm.: 1, 17th Floor

1 *Circuit City, et al. v. Hitachi, LTD., et al.,*  
2 Individual Case No. 11-cv-05502

3 *Costco Wholesale Corporation v. Hitachi,*  
4 *Ltd., et al.,* Individual Case No. 11-cv-06397

5 *Electrograph Systems, Inc., et al. v. Hitachi,*  
6 *LTD., et al.,* Individual Case No. 11-cv-01656

7 *Interbond Corporation of America d/b/a*  
8 *BrandsMart USA v. Hitachi, Ltd., et al.,*  
9 Individual Case No. 11-cv-06275

10 *Office Depot Inc. v. Hitachi Ltd., et al.,*  
11 Individual Case No. 11-cv-06276

12 *P.C. Richard & Son Long Island Corporation*  
13 *et al. v. Hitachi Ltd., et al.,* Individual Case  
14 No. 12-cv-02648

15 *Schultze Agency Services, LLC on behalf of*  
16 *Tweeter OPCO, LLC, et al., v. Technicolor SA,*  
17 *et al.,* Individual Case No. 13-cv-05668

18 *Tech Data Corp., et al. v. Hitachi, LTD., et al.,*  
19 Individual Case No. 13-cv-00151

20 *ViewSonic Corp. v. Chunghwa Picture Tubes,*  
21 *Ltd.,* Individual Case No. 14-02510

1 I Hojoon Hwang hereby declare:

2 I am an attorney with the law firm Munger, Tolles & Olson LLP, counsel of record for  
3 Defendants LG Electronics, Inc., LG Electronics U.S.A., Inc., and LG Electronics Taiwan Taipei  
4 Co., Ltd. (collectively, "LGE") in the above entitled action. I am licensed in the State of  
5 California and admitted to practice before this Court. I make this declaration based on my  
6 personal knowledge and, if called upon as a witness, could and would testify competently as to the  
7 matters set forth below.

8 1. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the  
9 deposition of Mohan Roa, Ph.D. deposited in this case on June 10, 2014.

10 2. Attached hereto as Exhibit 2 is a true and correct copy of excerpts from the  
11 rebuttal expert report of Mohan Roa, Ph. D. to Jansuz Ordoover dated September 26, 2014.

12 3. Attached hereto as Exhibit 3 is a true and correct copy of excerpts from the  
13 rebuttal expert report of James McClave, Ph. D. dated September 26, 2014.

14 4. Attached hereto as Exhibit 4 is a true and correct copy of excerpts from the expert  
15 report of James McClave dated April 15, 2014.

16 5. Attached hereto as Exhibit 5 is a true and correct copy of excerpts from the expert  
17 report of Alan Frankel, Ph.D. (Best Buy) dated April 15, 2014.

18 6. Attached hereto as Exhibit 6 is a true and correct copy of excerpts from the  
19 deposition of Alan Frankel, Ph.D. deposited in this case on July 10, 2014.

20 7. Attached hereto as Exhibit 7 is a true and correct copy of excerpts from the expert  
21 report of Mohan Rao, Ph.D. dated April 15, 2014.

22 8. Attached hereto as Exhibit 8 is a true and correct copy of deposition exhibit 3451  
23 marked at the deposition of Mohan Roa, Ph.D., deposited in this case on June 10, 2014.

24 9. Attached hereto as Exhibit 9 is true and correct copy of excerpts from the  
25 supplemental expert report of Alan Frankel, Ph.D. dated June 30, 2014.

1 I declare under penalty of perjury under the laws of California that the foregoing is true  
2 and correct. Executed on the 7th day of November, 2014 in San Francisco, California.  
3

4 DATED: November 7, 2014

MUNGER, TOLLES & OLSON LLP

7 /s/ Hojoon Hwang

8 HOJOON HWANG

9 Attorneys for Defendants LG ELECTRONICS,  
10 INC., LG ELECTRONICS U.S.A., INC., and LG  
11 ELECTRONICS TAIWAN TAIPEI CO., LTD.  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27